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SENATE BILL 339

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Timothy Z. Jennings

AN ACT

RELATING TO PUBLIC ASSISTANCE; PROVIDING FOR A RATE OF INCREASE  
IN CERTAIN MEDICAID REIMBURSEMENT PAYMENTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 27-2-12.3 NMSA 1978 (being Laws 1987,  
Chapter 269, Section 1, as amended) is amended to read:

"27-2-12.3. MEDICAID REIMBURSEMENT--EQUAL PAY FOR EQUAL  
PHYSICIANS', DENTISTS', OPTOMETRISTS', PODIATRISTS' AND  
PSYCHOLOGISTS' SERVICES. --

A. The human services department shall establish a  
rate for the reimbursement of physicians, dentists,  
optometrists, podiatrists and psychologists for services  
rendered to medicaid patients that provides equal reimbursement  
for the same or similar services rendered without respect to  
the date on which such physician, dentist, optometrist,

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1        podiatrist or psychologist entered into practice in New Mexico,  
2        the date on which the physician, dentist, optometrist,  
3        podiatrist or psychologist entered into an agreement or  
4        contract to provide such services or the location in which such  
5        services are to be provided in the state; provided, however,  
6        that, except as provided in Subsection C of this section, the  
7        requirements of this section shall not apply when the human  
8        services department contracts with entities pursuant to Section  
9        27-2-12.6 NMSA 1978 to negotiate a rate for the reimbursement  
10       for services rendered to medicaid patients in the medicaid  
11       managed care system.

12                    B. On July 1, 2006 and on July 1 of each subsequent  
13       year, the human services department shall increase the  
14       reimbursement rate established pursuant to Subsection A of this  
15       section. In determining the annual percentage increase the  
16       department shall take into consideration factors that affect  
17       the cost of providing services, including increases in medical  
18       liability premiums and office overhead.

19                    C. All reimbursements for fee for service and  
20       managed care services shall include the gross receipts taxes  
21       paid."

22                    Section 2. EFFECTIVE DATE. --The effective date of the  
23       provisions of this act is July 1, 2005.